

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DENISE FAHEY-RAMIREZ, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

NESPRESSO USA, INC.,

Defendant.

Case No. 25 Civ. 01684 (JHR)

ECF Case

**STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO
RESPOND TO COMPLAINT**

Plaintiff Denise Fahey-Ramirez (“Plaintiff”) and Defendant Nespresso USA, Inc. (“Nespresso,” together with Plaintiff, the “Parties”) respectfully stipulate to an extension of time for Nespresso to respond to the Complaint and request that the Court approve their joint stipulation. In support, the Parties state as follows:

WHEREAS, Plaintiff filed the Complaint on February 27, 2025 (ECF No. 1);

WHEREAS, Plaintiff served Nespresso on March 14, 2025 (ECF No 5);

WHEREAS, Nespresso’s response to the Complaint is currently due on or before April 4, 2025 (*id.*);

WHEREAS, Nespresso requires additional time to review the Complaint, determine how it wishes to respond, and prepare papers most helpful to the Court and to Plaintiff;

WHEREAS, the Parties have agreed that the deadlines for Nespresso to respond to the Complaint shall be extended up to and including April 11, 2025;

WHEREAS, this is the first request for an extension filed in this action; and

WHEREAS, the agreed extension does not alter the date of any event or any deadline already fixed by Court order.

IT IS HEREBY STIPULATED AND AGREED by the Parties that Nespresso's deadline to respond to the Complaint shall be extended up to and including April 11, 2025.

(Signature Page Follows)

Dated: New York, New York
April 4, 2025

Respectfully submitted,

By: /s/ Nicholas A. Migliaccio

Nicholas A. Migliaccio

Jason S. Rathod*

Migliaccio & Rathod LLP

412 H St., NE

Washington, DC 20002

(202) 470-3520 (Tel.)

(202) 800-2730 (Fax)

E-mail: nmigliaccio@classlawdc.com

jrathod@classlawdc.com

David A. Goodwin*

Daniel E. Gustafson*

Kaitlyn L. Dennis*

GUSTAFSON GLUEK PLLC

120 South Sixth Street #2600

Minneapolis, MN 55402

Telephone: (612) 333-8844

E-mail: dgoodwin@gustafsongluek.com

dgustafson@gustafsongluek.com

kdennis@gustafsongluek.com

Scott D. Hirsch*

SCOTT HIRSCH LAW GROUP PLLC

6810 N. State Road 7

Coconut Creek, FL 33073

Tel: (561) 569-6283

scott@scotthirschlawgroup.com

Attorneys for Plaintiff

* *pro hac vice* admission to be sought

By: /s/ Adam S. Lurie

Adam S. Lurie

Patrick C. Ashby

Michael Pilcher

LINKLATERS LLP

1290 Avenue of the Americas

New York, New York 10104

Telephone: (212) 903-9000

adam.lurie@linklaters.com

patrick.ashby@linklaters.com

michael.pilcher@linklaters.com

*Counsel for Defendant Nespresso USA,
Inc.*

IT IS SO ORDERED.

Dated: April ___, 2025

Hon. Jennifer H. Rearden